

103D CONGRESS  
1ST SESSION

# S. 112

To establish the Hudson River Artists National Historical Park in the State of New York, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 21 (legislative day, JANUARY 5), 1993

Mr. MOYNIHAN introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To establish the Hudson River Artists National Historical Park in the State of New York, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*

3        **SECTION 1. SHORT TITLE.**

4        This Act may be cited as the “Hudson River Artists  
5        National Historical Park Act of 1993”.

6        **SEC. 2. DEFINITIONS.**

7        As used in this Act:

8                (1) HUDSON RIVER ARTISTS.—The term “Hud-  
9        son River artists” means artists who belonged to the

1 Hudson River School of Landscape Painting de-  
2 scribed in section 3(a)(1).

3 (2) HUDSON RIVER VALLEY REGION.—The  
4 term “Hudson River Valley region” means the coun-  
5 ties of Albany, Columbia, Dutchess, Greene, Orange,  
6 Saratoga, Putnam, Rockland, Ulster, Rensselaer,  
7 Washington, Bronx, New York, and Westchester in  
8 the State of New York.

9 (3) PARK.—The term “Park” means the Hud-  
10 son River Artists National Historical Park estab-  
11 lished pursuant to section 4(b).

12 (4) SECRETARY.—The term “Secretary” means  
13 the Secretary of the Interior.

14 (5) SITE.—The term “Site” means the Thomas  
15 Cole National Historic Site established by section  
16 4(a).

17 **SEC. 3. FINDINGS AND PURPOSES.**

18 (a) FINDINGS.—Congress finds that—

19 (1) the Hudson River School of Landscape  
20 Painting was inspired by Thomas Cole and was  
21 characterized by a group of 19th century landscape  
22 artists who recorded and celebrated the landscape  
23 and wilderness of America, particularly the Hudson  
24 River Valley region in the State of New York;

1           (2) Thomas Cole and his student Frederic  
2 Church have been recognized as America's most  
3 prominent landscape and allegorical painters in the  
4 mid-19th century;

5           (3) the Thomas Cole House in Greene County,  
6 New York, and the Olana State Historic Site and  
7 the home and studio of Frederic Church in Columbia  
8 County, New York, are listed on the National Reg-  
9 ister of Historic Places and are designated as Na-  
10 tional Historic Landmarks;

11           (4) within a 15-mile area of the Thomas Cole  
12 House, an area that forms a key part of the rich  
13 cultural and natural heritage of the Hudson River  
14 Valley region, significant landscapes and scenes  
15 painted by the Hudson River artists survive intact;

16           (5) collectively, the resources described in para-  
17 graphs (3) and (4) provide—

18               (A) opportunities for illustrating and inter-  
19 preting cultural themes of the heritage of the  
20 United States; and

21               (B) unique opportunities for education,  
22 public use, and enjoyment; and

23           (6) New York State has established the Hudson  
24 River Valley Greenway to promote the preservation,

1 public use, and enjoyment of the natural and cul-  
2 tural resources of the Hudson River Valley region.

3 (b) PURPOSES.—The purposes of this Act are—

4 (1) to preserve and interpret for the benefit, in-  
5 spiration, and education of the people of the United  
6 States significant places illustrative and representa-  
7 tive of the legacy of the Hudson River artists;

8 (2) to help maintain the integrity of the setting  
9 in the Hudson River Valley region that inspired ar-  
10 tistic expression;

11 (3) through cooperative management, to coordi-  
12 nate the interpretive, preservation, and recreational  
13 efforts of Federal, State, and other entities in the  
14 Hudson River Valley region in order to enhance op-  
15 portunities for education, public use, and enjoyment;  
16 and

17 (4) to broaden public understanding of the  
18 Hudson River Valley region and its role in American  
19 prehistory, history, and culture.

20 **SEC. 4. ESTABLISHMENT OF SITE AND PARK.**

21 (a) THOMAS COLE NATIONAL HISTORIC SITE.—

22 There is established, as a unit of the National Park Sys-  
23 tem, the Thomas Cole National Historic Site—

24 (1) consisting of the home and studio of Thom-  
25 as Cole, which is comprised of the 3.4 acre site and

1 improvements on the site that are located at 218  
2 Spring Street, Village of Catskill, State of New  
3 York; and

4 (2) as generally depicted on the map entitled  
5 “Thomas Cole National Historic Site Boundary  
6 Map”, found in figure 3, page 16 of the report on  
7 the Thomas Cole House Feasibility/Suitability Study  
8 (TCH80002NAR).

9 (b) HUDSON RIVER ARTISTS NATIONAL HISTORICAL  
10 PARK.—

11 (1) ESTABLISHMENT.—At such time as the  
12 Secretary determines that sufficient lands, improve-  
13 ments, and interests in lands and improvements  
14 have been acquired, or at such time as the Secretary  
15 has entered into cooperative agreements satisfying  
16 the interpretive, preservation, and historical objec-  
17 tives of this Act, the Secretary may establish the  
18 Hudson River Artists National Historical Park in  
19 the State of New York by publication in the Federal  
20 Register of—

21 (A) notice of the establishment; and

22 (B) a detailed description or map setting  
23 forth the lands and improvements included in  
24 the Park.

1 (2) INCLUDED LANDS.—The Park shall consist  
2 of—

3 (A) the Site, as depicted in the map re-  
4 ferred to in subsection (a)(2); and

5 (B) the approximately 19,471 acres of  
6 lands and improvements on the lands that  
7 are—

8 (i) owned by the State of New York;

9 (ii) managed as the Kaaterskill Wild  
10 Forest, North Mountain Wild Forest,  
11 Blackhead Range Wild Forest, North/  
12 South Lake Intensive Use Area, Rogers Is-  
13 land Wildlife Management Area, and Rog-  
14 ers Island Overlook Scenic Area; and

15 (iii) under the jurisdiction of the De-  
16 partment of Environmental Conservation  
17 of the State of New York.

18 (c) MAPS.—The maps referred to in this section shall  
19 be on file and available for public inspection in appropriate  
20 offices of the National Park Service of the Department  
21 of the Interior.

22 **SEC. 5. ACQUISITION OF REAL AND PERSONAL PROPERTY**  
23 **AND SERVICES.**

24 (a) REAL PROPERTY.—

1           (1) IN GENERAL.—The Secretary may ac-  
2       quire—

3                   (A) by donation only, the lands and im-  
4       provements described in section 4(b)(2)(B); and

5                   (B) such lands and improvements in Cats-  
6       kill, New York, as are necessary for the man-  
7       agement and operation of the Site.

8           (2) STATE LANDS.—Lands and improvements  
9       owned by the State of New York may be acquired  
10      by the Secretary only by transfer at no cost to the  
11      Federal Government.

12      (b) PERSONAL PROPERTY.—For the purposes of the  
13      Park, the Secretary may acquire historic objects and arti-  
14      facts and other personal property associated with and ap-  
15      propriate for the interpretation of the Park.

16      (c) OTHER PROPERTY, FUNDS, AND SERVICES.—For  
17      the purpose of carrying out this Act, the Secretary may—

18                   (1) enter into cooperative agreements with—

19                           (A) the Office of Parks, Recreation and  
20       Historic Preservation of the State of New York;

21                           (B) the Department of Environmental  
22       Conservation of the State of New York; and

23                           (C) other appropriate State, county, and  
24       local entities and individuals, including—

25                                   (i) the Thomas Cole Foundation;

- 1 (ii) the Greene County Historical So-  
2 ciety;  
3 (iii) the Hudson River Valley Green-  
4 way Council; and  
5 (iv) other private museums and insti-  
6 tutions; and  
7 (2) accept donated funds, property, and  
8 services.

9 **SEC. 6. ADMINISTRATION OF PARK.**

10 (a) IN GENERAL.—The Secretary shall administer  
11 the Park in accordance with—

- 12 (1) this Act; and  
13 (2) all laws generally applicable to national his-  
14 toric sites, including the Acts entitled—

15 (A) “An Act to establish a National Park  
16 Service, and for other purposes”, approved Au-  
17 gust 25, 1916 (16 U.S.C. 1 et seq.); and

18 (B) “An Act to provide for the preserva-  
19 tion of historic American sites, buildings, ob-  
20 jects, and antiquities of national significance,  
21 and for other purposes”, approved August 21,  
22 1935 (16 U.S.C. 461 et seq.).

23 (b) PRESERVATION AND INTERPRETATION.—

24 (1) IN GENERAL.—Subject to paragraph (2), in  
25 administering the Park, the Secretary shall—



1 (A) preserve and interpret the Site;

2 (B) preserve and perpetuate knowledge  
3 and understanding, and provide for public un-  
4 derstanding and enjoyment, of the lives and  
5 works of the Hudson River artists; and

6 (C) provide assistance to public and pri-  
7 vate entities in the interpretation of the Hudson  
8 River artists, their houses and studios, and the  
9 vistas depicted by the artists throughout the  
10 Hudson River Valley region.

11 (2) STATE PROPERTIES.—

12 (A) IN GENERAL.—The Secretary shall  
13 take no action with respect to the lands and  
14 structures owned by the State of New York  
15 within the boundaries of the Park except  
16 through cooperative agreements in accordance  
17 with subsection (c).

18 (B) STATE FOREST PRESERVE.—With re-  
19 gard to lands within the State Forest Preserve,  
20 the provisions of a cooperative agreement as de-  
21 scribed in subparagraph (A) shall be in strict  
22 conformance with the pertinent provisions of  
23 the Constitution of the State of New York.

24 (c) COOPERATIVE AGREEMENTS WITH NEW YORK  
25 AND OTHER ENTITIES.—

1 (1) IN GENERAL.—

2 (A) AUTHORITY OF SECRETARY.—To fur-  
3 ther the purposes of this Act, the Secretary  
4 may consult with and enter into cooperative  
5 agreements with the State of New York and  
6 other public and private entities.

7 (B) PURPOSES OF AGREEMENTS.—Each  
8 agreement shall—

9 (i) facilitate the development, presen-  
10 tation, and funding of art exhibits, resident  
11 artist programs, and other appropriate ac-  
12 tivities related to the preservation, inter-  
13 pretation, development, and use of the  
14 Park; and

15 (ii) encourage an appreciation of the  
16 scenic and artistic tradition inspired by the  
17 Hudson River artists.

18 (C) TECHNICAL ASSISTANCE.—Through  
19 agreements, the Secretary may provide tech-  
20 nical assistance to cooperating entities de-  
21 scribed in subparagraph (A) for the marking,  
22 interpretation, restoration, preservation, or in-  
23 terpretation of any property listed in section 4.

24 (D) INTERPRETATION AGREEMENTS.—The  
25 Secretary may enter into additional cooperative

1           agreements to plan and coordinate the interpre-  
2           tation of the cultural and natural history of the  
3           Hudson River Valley region, which provides the  
4           context for the work of the Hudson River  
5           artists.

6           (2) LIBRARY AGREEMENT.—The Secretary may  
7           enter into a cooperative agreement with the Greene  
8           County Historical Society to provide for the estab-  
9           lishment of a library and research center at the Site.

10          (d) GENERAL MANAGEMENT PLAN.—

11           (1) IN GENERAL.—Not later than the end of  
12           the second fiscal year that begins after the establish-  
13           ment of the Park, the Secretary shall submit to the  
14           Committee on Energy and Natural Resources of the  
15           Senate and the Committee on Interior and Insular  
16           Affairs of the House of Representatives a general  
17           management plan for the Site and the Park.

18           (2) CONSULTATION.—In preparing the plan,  
19           the Secretary, acting through the Director of the  
20           National Park Service, shall consult with advisors  
21           (including representatives of cooperating entities de-  
22           scribed in subsection (c)(1)(A), representatives of  
23           local and municipal interests, nationally recognized  
24           historians, scholars, and other experts) concerning  
25           the interpretation, preservation, and visitation of,

1 and other issues pertaining to, the Park and other  
2 sites of related historical or scenic significance in the  
3 Hudson River Valley region.

4 (3) REQUIREMENTS.—The plan shall be pre-  
5 pared in accordance with—

6 (A) this subsection;

7 (B) section 12(b) of the Act entitled “An  
8 Act to improve the administration of the na-  
9 tional park system by the Secretary of the Inte-  
10 rior, and to clarify the authorities applicable to  
11 the system, and for other purposes”, approved  
12 August 18, 1970 (16 U.S.C. 1a-7); and

13 (C) other applicable law.

14 (4) CONTENTS.—The plan shall include—

15 (A) recommendations and cost estimates  
16 for the identification, marking, interpretation,  
17 and preservation of properties and landscapes  
18 associated with the Hudson River artists and  
19 located throughout the Hudson River Valley re-  
20 gion (to be carried out through cooperative  
21 agreements and other means considered appro-  
22 priate and practicable);

23 (B) recommendations on ways to broaden  
24 public understanding of the Hudson River Val-

1           ley region and its role in American prehistory,  
2           history, and culture; and

3           (C) recommendations on ways to foster rel-  
4           evant public education, resource preservation,  
5           and appropriate levels of regional tourism.

6 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

7       There are authorized to be appropriated such sums  
8 as are necessary to carry out this Act.

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